

# EXHIBIT 1

## JONES DAY

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080024-024348

November 5, 2007

### VIA FEDERAL EXPRESS

Mark A. Lavine  
Health Care Fraud Coordinator  
U.S. Attorney's Office  
99 N.E. 4th Street  
Miami, FL 33131

Re: United States of America v. Abbott Labs

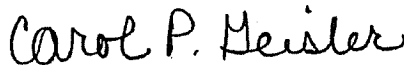
Dear Mark:

I am enclosing 26 CDs Bates labeled ABT-DOJ 0309974-0309999. These CDs contain the direct and indirect sales data from 1991 - 2003 for the 44 NDCs named in the DOJ's complaint. We are also providing file layouts for this data bates labeled ABTDOJ 0310000-0310003.

The direct sales data contains three additional fields that were not contained in our previous production. These fields have been recently added to the data but do not contain any historical information and therefore are populated with empty string values. These fields, DESC SZ STERN, SZ DESC, and DOSE DESC are contained on the file layout.

Please call me with any questions.

Sincerely,



Carol P. Geisler

Enclosures

cc: Jason G. Winchester, Esq.

CHI-1616003v1

ATLANTA • BEIJING • BRUSSELS • CHICAGO • CLEVELAND • COLUMBUS • DALLAS • FRANKFURT • HONG KONG • HOUSTON  
IRVINE • LONDON • LOS ANGELES • MADRID • MILAN • MOSCOW • MUNICH • NEW DELHI • NEW YORK • PARIS • PITTSBURGH  
SAN DIEGO • SAN FRANCISCO • SHANGHAI • SILICON VALLEY • SINGAPORE • SYDNEY • TAIPEI • TOKYO • WASHINGTON

**Abbott Laboratories  
Indirect Sales Data  
CONFIDENTIAL**

**File Layout**

<b>Column Heading</b>	<b>Attribute</b>
Sales Date	DATE
Full NDC	VARCHAR2 (20)
List Number Id	VARCHAR2 (8)
Tuc Id	VARCHAR2 (2)
Sales Size Id	VARCHAR2 (3)
Product Description	VARCHAR2 (50)
Whlsr Customer Number	VARCHAR2 (8)
Whlsr Name	VARCHAR2 (40)
Whlsr Address	VARCHAR2 (25)
Whlsr City	VARCHAR2 (22)
Whlsr State	CHAR (2)
Whlsr Zip	CHAR (5)
Buy Group Name	VARCHAR2 (25)
End Customer Number	VARCHAR2 (8)
End Customer Name	VARCHAR2 (40)
End Customer Address	VARCHAR2 (25)
End Customer City	VARCHAR2 (22)
End Customer State	CHAR (2)
End Customer Zip	CHAR (5)
Shipto Customer Class of Trade	VARCHAR2 (4)
Acute (1) Non Acute (75)	VARCHAR2 (10)
Purchase Units	NUMBER (8)
WAC Total	NUMBER (14,2)
Wholesaler Charge back Total	NUMBER (14,2)
End Customer Contract Price per Unit	NUMBER (14,2)
End Customer Invoice Total	NUMBER (14,2)
Customer Rebate Discount Etc. Total	NUMBER (14,2)

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000001      01 RMRN43.
000002
*****
000003      * BASE SEGMENT RMRN43
000004      *
000005      * PC COMPATABLE COPY OF RMRN49
000006      *
*****
000007      03 DELM-CHAR-01-RMRN43      PIC X(01).
000008      03 CUST-NBR-STO-RMRN43      PIC X(8).
000009      03 DELM-CHAR-02-RMRN43      PIC X(3).
000010      03 CUST-NBR-BT-RMRN43      PIC X(8).
000011      03 DELM-CHAR-03-RMRN43      PIC X(3).
000012      03 CUST-TYP-RMRN43      PIC X(1).
000013      03 DELM-CHAR-04-RMRN43      PIC X(3).
000014      03 CUST-NAM-RMRN43      PIC X(24).
000015      03 DELM-CHAR-05-RMRN43      PIC X(3).
000016      03 ATTN-NAM-RMRN43      PIC X(24).
000017      03 DELM-CHAR-06-RMRN43      PIC X(3).
000018      03 CUST-ADDR-RMRN43      PIC X(24).
000019      03 DELM-CHAR-07-RMRN43      PIC X(3).
000020      03 CSZ-RMRN43      PIC X(24).
000021      03 DELM-CHAR-08-RMRN43      PIC X(3).
000022      03 ABT-CUST-CLS-RMRN43      PIC X(04).
000023      03 DELM-CHAR-09-RMRN43      PIC X(3).
000024      03 VERTEX-GEO-ST-RMRN43      PIC X(2).
000025      03 DELM-CHAR-10-RMRN43      PIC X(3).
000026      03 VERTEX-GEO-CNTY-RMRN43      PIC X(3).
000027      03 DELM-CHAR-11-RMRN43      PIC X(3).
000028      03 VERTEX-GEO-CITY-RMRN43      PIC X(4).
000029      03 DELM-CHAR-12-RMRN43      PIC X(3).
000030      03 TERM-CD-RMRN43      PIC X(2).
000031      03 DELM-CHAR-13-RMRN43      PIC X(3).
000032      03 MTH-RMRN43      PIC X(2).
000033      03 DELM-CHAR-14-RMRN43      PIC X(3).
000034      03 DAY-RMRN43      PIC X(2).
000035      03 DELM-CHAR-15-RMRN43      PIC X(3).
000036      03 YR-RMRN43      PIC X(2).
000037      03 DELM-CHAR-16-RMRN43      PIC X(3).
000038      03 INVC-NBR-HI-ORD-RMRN43      PIC X.
000039      03 DELM-CHAR-17-RMRN43      PIC X(3).
000040      03 INVC-NBR-LO-ORD-RMRN43      PIC X(4).
000041      03 DELM-CHAR-18-RMRN43      PIC X(3).
000042      03 BR-DISTR-CNTR-RMRN43      PIC X(2).
000043      03 DELM-CHAR-19-RMRN43      PIC X(3).
000044      03 SLS-TC-RMRN43      PIC X(2).
000045      03 DELM-CHAR-20-RMRN43      PIC X(3).
000046      03 LIST-NBR-RMRN43      PIC X(5).
000047      03 DELM-CHAR-21-RMRN43      PIC X(3).
000048      03 TUC-TUC-RMRN43      PIC X(2).
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000050      03 INV-SC-RMRN43      PIC X(3).
000051      03 DELM-CHAR-23-RMRN43      PIC X(3).
000052      03 SLSSZ-CD-RMRN43      PIC X(3).
000053      03 DELM-CHAR-24-RMRN43      PIC X(3).
000054      03 MKT-DIV-RMRN43      PIC X(2).
000055      03 DELM-CHAR-25-RMRN43      PIC X(3).

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000056	03 INSTR-CD-RMRN43	PIC X(2).
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000058	03 PGRP-RMRN43	PIC X(3).
000059	03 DELM-CHAR-27-RMRN43	PIC X(3).
000060	03 DEPT-WIN-LDGR-RMRN43	PIC X(3).
000061	03 DELM-CHAR-28-RMRN43	PIC X(3).
000062	03 QTY-BY-SLSSZ-RMRN43	PIC X(8).
000063	03 DELM-CHAR-29-RMRN43	PIC X(3).
000064	03 QTY-BY-INV-SZ-RMRN43	PIC X(8).
000065	03 DELM-CHAR-30-RMRN43	PIC X(3).
000066	03 LN-XTN-RMRN43	PIC X(12).
000067	03 DELM-CHAR-31-RMRN43	PIC X(3).
000068	03 CONTR-NBR-RMRN43	PIC X(12).
000069	03 DELM-CHAR-32-RMRN43	PIC X(3).
000070	03 LBL-CD-RMRN43	PIC X(2).
000071	03 DELM-CHAR-33-RMRN43	PIC X(3).
000072	03 LN-WT-TOT-RMRN43	PIC X(10).
000073	03 DELM-CHAR-34-RMRN43	PIC X(3).
000074	03 NBR-PROF-DIV-RMRN43	PIC X(3).
000075	03 DELM-CHAR-35-RMRN43	PIC X(3).
000076	03 BOL-NBR-INV-LOC-RMRN43	PIC X(20).
000077	03 DELM-CHAR-36-RMRN43	PIC X(3).
000078	03 INVC-TOT-AMT-RMRN43	PIC X(12).
000079	03 DELM-CHAR-37-RMRN43	PIC X(3).
000080	03 TAX-AMT-RMRN43	PIC X(12).
000081	03 DELM-CHAR-38-RMRN43	PIC X(3).
000082	03 HNDL-CHRG-RMRN43	PIC X(9).
000083	03 DELM-CHAR-39-RMRN43	PIC X(3).
000084	03 DELV-CHRG-AMT-RMRN43	PIC X(9).
000085	03 DELM-CHAR-40-RMRN43	PIC X(3).
000086	03 TAX-RATE-RMRN43	PIC X(5).
000087	03 DELM-CHAR-41-RMRN43	PIC X(3).
000088	03 TAXB-MDSE-RMRN43	PIC X(12).
000089	03 DELM-CHAR-42-RMRN43	PIC X(3).
000090	03 PO-NBR-CUST-RMRN43	PIC X(24).
000091	03 DELM-CHAR-43-RMRN43	PIC X(3).
000092	03 CARR-4-CHAR-RMRN43	PIC X(4).
000093	03 DELM-CHAR-44-RMRN43	PIC X(3).
000094	03 ABT-CUST-NBR-XREF-RMRN43	PIC X(8).
000095	03 DELM-CHAR-45-RMRN43	PIC X(3).
000096	03 FC-XTN-XCOP-RMRN43	PIC X(12).
000097	03 DELM-CHAR-46-RMRN43	PIC X(3).
000098	03 INVC-NBR-RMRN43	PIC X(13).
000099	03 DELM-CHAR-47-RMRN43	PIC X(3).
000100	03 SAP-DELV-NBR-RMRN43	PIC X(9).
000101	03 DELM-CHAR-48-RMRN43	PIC X(3).
000102	03 RC-RMRN43	PIC X(02).
000103	03 DELM-CHAR-49-RMRN43	PIC X(3).
000104	03 PROD-TAX-GRP-RMRN43	PIC X(02).
000105	03 DELM-CHAR-50-RMRN43	PIC X(3).
000106	03 PROD-DESC-RMRN43	PIC X(17).
000107	03 DELM-CHAR-51-RMRN43	PIC X(3).
000108	03 RBATE-ACCRL-RMRN43	PIC X(12).
000109	03 DELM-CHAR-52-RMRN43	PIC X(3).
000110	03 DESC-SZ-OR-STREN-RMRN43	PIC X(25).
000111	03 DELM-CHAR-53-RMRN43	PIC X(3).
000112	03 SZ-DESC-RMRN43	PIC X(12).

000113	03 DELM-CHAR-54-RMRN43	PIC X(3).
000114	03 DOSE-DESC-RMRN43	PIC X(20).
000115	03 DELM-CHAR-55-RMRN43	PIC X(1).
000116	03 FILLER	PIC X(0079).

Abbott Laboratories  
DOJ Production  
Highly Confidential

ABT-DOJ 0309974  
Indirect Sales - 44 NDCs  
Jan-Dec (1991)

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ABT-DOJ 0309975  
Indirect Sales - 44 NDCs  
Jan-Dec (1992)

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ABT-DOJ 0309976  
Indirect Sales - 44 NDCs  
Jan-Dec (1993)

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ABT-DOJ 0309977  
Indirect Sales - 44 NDCs  
Jan-Dec (1994)

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ABT-DOJ 0309979  
Indirect Sales - 44 NDCs  
Jan-Dec (1995)

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ABT-DOJ 0309978



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ABT-DOJ 0309981  
Indirect Sales - 44 NDCs  
Jan-Dec (1998)

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ABT-DOJ 0309980  
Indirect Sales - 44 NDCs  
Jan-Dec (1997)

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ABT-DOJ 0309983  
Indirect Sales - 44 NDCs  
Jan-Dec (2000)

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ABT-DOJ 0309982  
Indirect Sales - 44 NDCs  
Jan-Dec (1999)

ABT-DOJ 0309985  
Indirect Sales - 44 NDCs  
Jan-Dec (2002)

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ABT-DOJ 0309984  
Indirect Sales - 44 NDCs  
Jan-Dec (2001)

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ABT-DOJ 0309987  
Indirect Sales - 44 NDCs  
Jan-Dec (2003)  
July

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ABT-DOJ 0309986  
Indirect Sales - 44 NDCs  
Jan-Jun (2003)

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ABT-DOJ 0309989  
1993 Direct Sales  
44 NDCs

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ABT-DOJ 0309988  
1991 & 1992 Direct Sales  
44 NDCs

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DOJ Production  
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ABT-DOJ 0309991  
1995 Direct Sales  
44 NDCs

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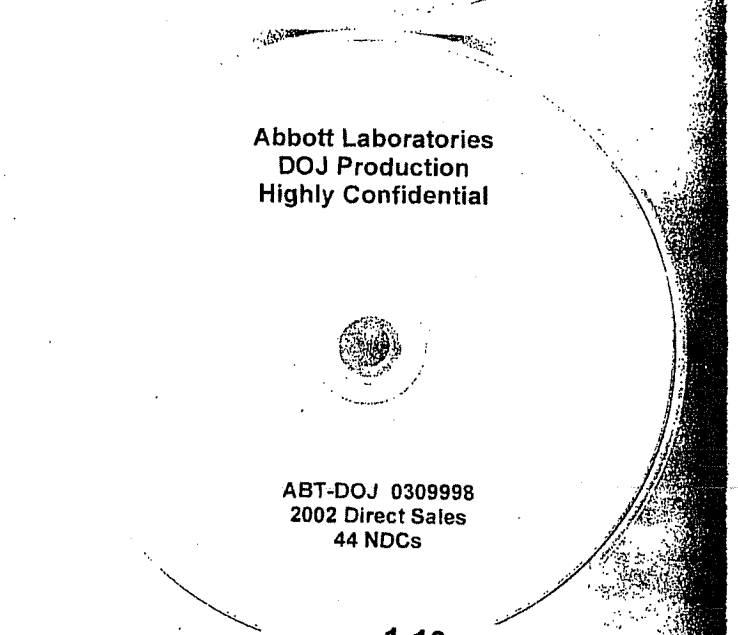
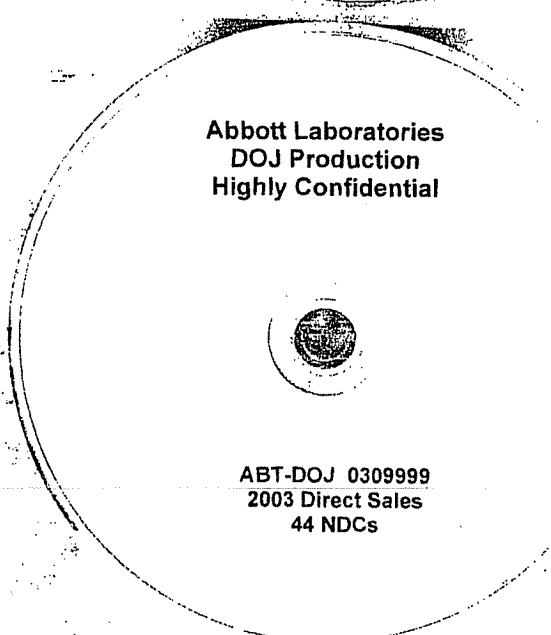
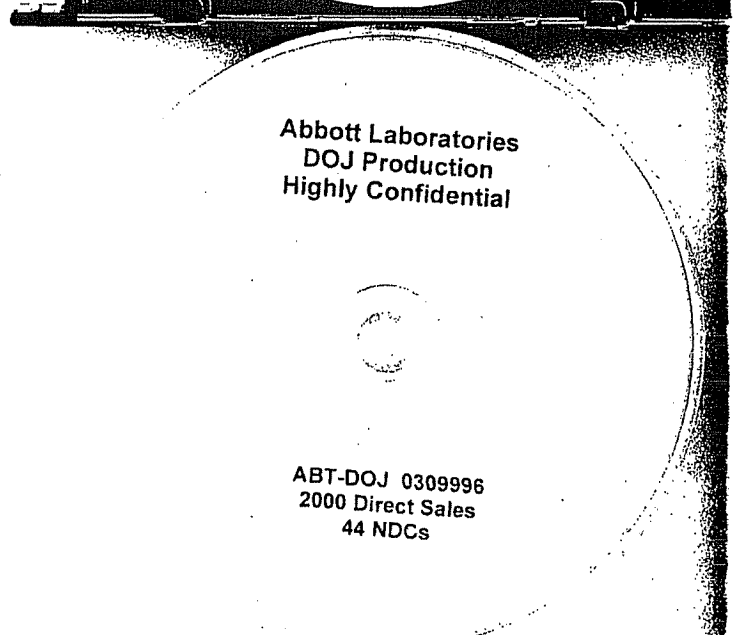
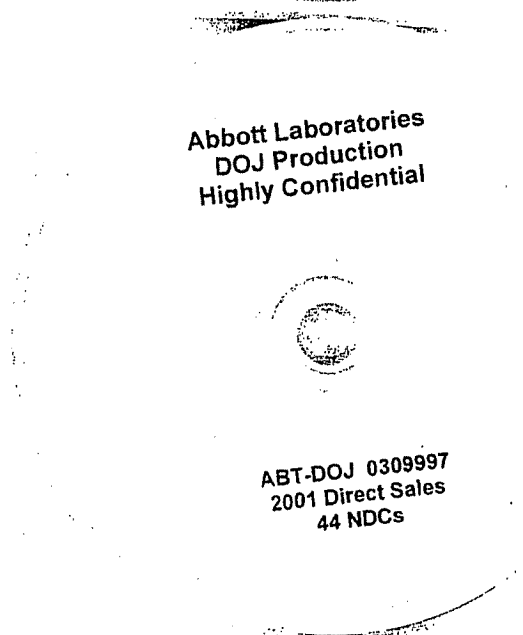
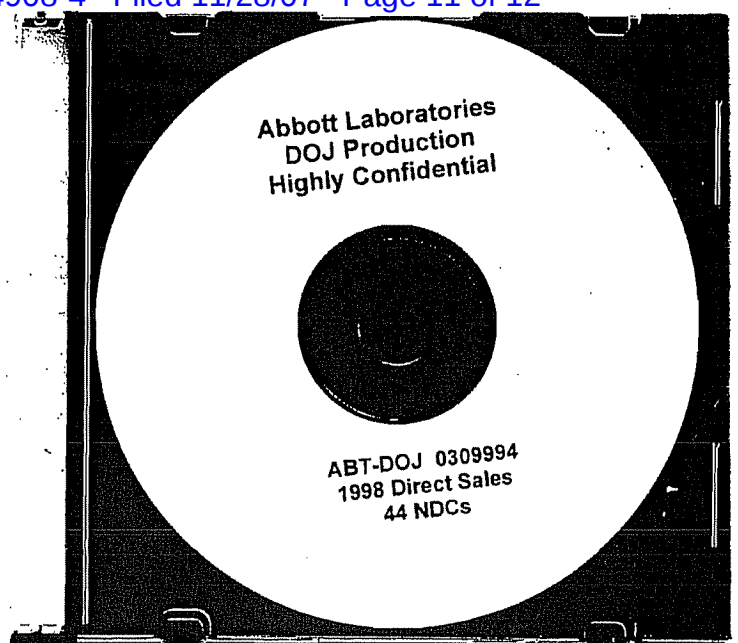
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1994 Direct Sales  
44 NDCs

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DOJ Production  
Highly Confidential

ABT-DOJ 0309993  
1997 Direct Sales  
44 NDCs

Abbott Laboratories  
DOJ Production  
Highly Confidential

ABT-DOJ 0309992  
1996 Direct Sales  
44 NDCs



**From:** Lavine, Mark (USAFLS) [Mark.Lavine@usdoj.gov]  
**Sent:** Wednesday, November 07, 2007 12:04 PM  
**To:** Carol Geisler; Jason G. Winchester  
**Cc:** Gobena, Gejaa (CIV); St.Peter-Griffith, Ann (USAFLS); Ford, Rebecca (CIV); Brooker, Renee (CIV)  
**Subject:** Transactional Data

We received your package containing the CDROM's containing Abbott's sales data and we will review them to confirm the contents. However, your cover letter indicated that data was only being provided for 44 NDC's which I take to mean you have not included any data for acyclovir sales despite our many requests therefore. Pursuant to the Court's comments in the 11/5 hearing where she indicated she would allow amendment to add the Acyclovir claims, please immediately send the transactional data on those NDC's as well. Thank you.

*Mark Lavine*

*U.S. Attorney's Office*

*Southern District of Florida*

*(305) 961-9303*